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1617/4

P/1259-503

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Fernand LABRIE

Serial No.: 09/405,678

Filed: September 24, 1999

For: MEDICAL USES OF A SELECTIVE ESTROGEN RECEPTOR MODULATOR IN
COMBINATION WITH SEX STEROID PRECURSORS



Date: January 16, 2004

Confirmation No. 9754

Group Art Unit: 1617

Examiner: Shengjun Wang

Mail Stop

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION AND FEE FOR AUTOMATIC EXTENSION OF TIME
UNDER 37 CFR 1.17, 1.136(a) AND 35 USC 41(a)8

Sir:

Applicant(s) hereby petition(s) the Asst. Commissioner for Patents to extend the time for filing a response to the outstanding Office Action by three (3) months. **Please charge our Deposit Account No. 15-700 the amount of \$950.00 for the petition fee in accordance with 37 CFR 1.17 computed as:**

- ☐ Response within first month
 ☐ not small entity (\$110) ☐ small entity (\$55)
- ☐ Response within second month
 ☐ not small entity (\$420) ☐ small entity (\$210)
- ☒ Response within third month
 ☒ not small entity (\$950) ☐ small entity (\$475)

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You are authorized to charge to our Deposit Account No. 15-0700 any additional amounts owing.

If this petition is inadequate to avoid abandonment, the Assistant Commissioner for Patents is petitioned, under 37 C.F.R. §1.136(a), to extend the time by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 16, 2004:

William O. Gray, III
Name of applicant, assignee or
Registered Representative

Signature

January 16, 2004
Date of Signature

Respectfully submitted,

William O. Gray, III
Registration No.: 30,944
OSTROLENK, FABER, GERB & SOFFEN, LLP
1180 Avenue of the Americas
New York, New York 10036-8403
Telephone: (212) 382-0700

WOG:db

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